Message

From: Spina, Providence [Spina.Providence@epa.gov]

Sent: 8/23/2021 5:54:35 PM

To: Emma Cheuse [echeuse@earthjustice.org]

CC: Belser, Evan [Belser.Evan@epa.gov]; Lannen, Justin [Lannen.Justin@epa.gov]; dtumeh@earthjustice.org;

mjordan@lawyerscommittee.org

Subject: RE: CAA Section 114 Information Requests to Denka

Emma,

Thank you for your e-mail. I am writing to acknowledge receipt and to let you know we are reviewing your follow up questions. We hope to have some responses for you shortly.

Regards,

Providence Spina 202-564-2722

From: Emma Cheuse <echeuse@earthjustice.org>

Sent: Thursday, August 19, 2021 4:57 PM

To: Spina, Providence < Spina. Providence@epa.gov>

Cc: Belser, Evan <Belser.Evan@epa.gov>; Lannen, Justin <Lannen.Justin@epa.gov>; dtumeh@earthjustice.org;

mjordan@lawyerscommittee.org

Subject: RE: CAA Section 114 Information Requests to Denka

Good afternoon - thank you very much for sending these ICRs. We have forwarded them to CCSJ and their allied organizations who joined the call.

We also greatly appreciate the meeting you held – thanks again to each of you and other governmental participants for your time and effort on this important issue.

It is positive to see that EPA is taking the step of requiring new fenceline monitoring according to EPA's approved method 325A/B, as the community has requested. We hope this starts quickly because as you know, the community is urgently seeking EPA action to reduce the pollution and protect the community's health as soon as possible.

On the ICRs we have a few quick questions:

- We will be grateful if EPA can share the monitoring data and non-CBI information received in response to the ICR as soon as possible with us and with the public, online. Will EPA plan to do that after it starts receiving the monitoring data? In the past EPA has shared this kind of information both on a community site (as it has created for St. John here) and/or on the rulemaking page site.
- The June 15 ICR says that a monitoring protocol was due within 30 days we understand there was an extension. Did EPA receive the protocol, and did EPA approve or ask for changes? We'd be grateful if you could share a copy of Denka's proposed protocol and EPA's response with us by email or online so the public can see this.
- We would be grateful if EPA could notify us, and the public when monitoring begins as well so they know when to look for these data.
- Has OECA/OAR sent out any similar ICRs seeking Method 325A/B or any other form of fenceline monitoring for ethylene oxide or any other air pollutants recently? It was great to see this and would be helpful if EPA could share if there are any others like this out there, or somewhere on EPA's website.

We hope to hear positive developments and receive additional information on this issue soon.

Please feel free to reach out to us if you have any questions or if it would be helpful to discuss further the concerns or issues discussed in the call with Concerned Citizens of St. John.

Very best regards, Emma

Emma Cheuse
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From: Spina, Providence < spina, providence@epa.gov>

Sent: Monday, August 16, 2021 11:16 PM

To: Emma Cheuse <echeuse@earthjustice.org>

Cc: belser.evan@epa.gov; lannen.justin@epa.gov; Deena Tumeh <dtumeh@earthjustice.org>; Maryum Jordan

<mjordan@lawyerscommittee.org>

Subject: CAA Section 114 Information Requests to Denka

Emma,

Many thanks to you, your colleagues, and especially the representatives of CCSJ and the St. John the Baptist Parish community for participating in today's call. As we discussed, I am providing three Clean Air Act Section 114 information requests issued by OECA/Air Enforcement Division to Denka since April. Two of the requests seek information related to elevated chloroprene concentrations in SPod air canister samples. Component 2 of the third request, issued by OAR and OECA on June 15, 2021, requires Denka to implement Method 325 monitoring at the facility.

Thank you again for today's call. Please let us know if you have any questions.

Regards,

Providence Spina, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Civil Enforcement, Air Enforcement Division

Ph: 202-564-2722

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